



PATENTS
112025-0195

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re The Application of:
Thomas J. Edsall et al.

Serial No.: 09/593,566

Filed: August 16, 2000

For: MULTIPLE PACKET PATHS
TO IMPROVE RELIABILITY
IN AN IP NETWORK

Examiner: Not Yet Assigned

Art Unit: 2661

Cesari and McKenna, LLP
88 Black Falcon Avenue
Boston, MA 02210
March 16, 2001

“Express Mail” Mailing-Label Number: EL 605 361 869 US

Honorable Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

LETTER TO THE COMMISSIONER

Enclosed herewith is a substitute Declaration filed in response to the Notice of Incomplete Reply mailed on January 15, 2001.


The substitute Declaration filed herewith includes the application, serial number and filing date and is filed as a substitute for the originally filed Declaration, a copy of which was filed on March 1, 2001.

Also, a fresh copy of an Assignment, where the Assignment is identified by the application number and serial number of the above identified application for United States Patent, is enclosed herewith.

A copy of the Notice of Incomplete Reply mailed on January 15, 2001 is enclosed herewith.

Please charge any additional fee occasioned by this paper to our Deposit Account No. 03-1237.

Respectfully submitted,

A handwritten signature in cursive script, appearing to read "A. Sidney Johnston", written over a horizontal line.

A. Sidney Johnston
Reg. No. 29,548
CESARI AND MCKENNA, LLP
88 Black Falcon Avenue
Boston, MA 02210-2414
(617) 951-2500

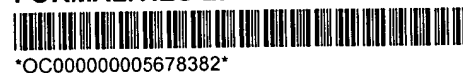


UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/593,566	08/16/2000	Thomas J. Edsall	112025-0195

A Sidney Johnston
Cesari and McKenna
30 Rows Wharf
Boston, MA 02110

FORMALITIES LETTER

OC000000005678382

Date Mailed: 01/15/2001

NOTICE OF INCOMPLETE REPLY (NONPROVISIONAL)***Filing Date Granted***

The U.S. Patent and Trademark Office has received your reply on 12/29/2000 to the Notice to File Missing Parts (Notice) mailed 12/05/2000 and it has been entered into the nonprovisional application. The reply, however, does not include the following items required in the Notice.

The period of reply remains as set forth in the Notice. You may, however, obtain EXTENSIONS OF TIME under the provisions of 37 CFR 1.136 (a) accompanied by the appropriate fee (37 CFR 1.17(a)).

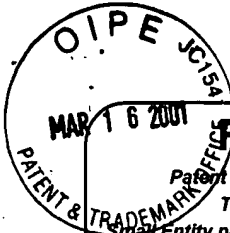
A complete reply must be timely filed to prevent ABANDONMENT of the above-identified application.

- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center
Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY



FEE TRANSMITTAL

Patent fees are subject to annual revision on October 1.

These are the fees effective October 1, 1997.

Small Entity payments must be supported by a small entity statement, otherwise large entity fees must be paid. See Forms PTO/SB/09-12.

See 37 C.F.R. §§ 1.27 and 1.28.

TOTAL AMOUNT OF PAYMENT (\$) 40

Complete If Known

Application Number	09/593,566
Filing Date	August 16, 2000
First Named Inventor	Thomas J. Edsall et al.
Examiner Name	Not Yet Assigned
Group / Art Unit	2661
Attorney Docket No.	112025-0195

METHOD OF PAYMENT (check one)

1. ☐ The Commissioner is hereby authorized to charge indicated fees and credit any over payments to:

Deposit Account Number 03-1237

Deposit Account Name Cesari and McKenna, LLP

☒ Charge Any Additional Fee Required Under 37 C.F.R. §§1.16 and 1.17 ☐ Charge the Issue Fee Set in 37 C.F.R. §§1.18 at the Mailing of the Notice of Allowance

2. ☒ Payment Enclosed:
☒ Check ☐ Money Order ☐ Other

FEE CALCULATION

1. BASIC FILING FEE

Large Entity	Small Entity	Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid
		101	710	201	35	Utility filing fee	
		106	320	206	160	Design filing fee	
		107	490	207	245	Plant filing fee	
		108	710	208	355	Reissue filing fee	
		114	150	214	75	Provisional filing fee	
SUBTOTAL (1) (\$)							0

2. EXTRA CLAIM FEES

Extra Claims Fee from below Fee Paid
Total Claims - 20** = x = 0
Independent Claims - 3** = x = 0
Multiple Dependent = 0

**or number previously paid, if greater; For Reissues, see below

Large Entity		Small Entity		
Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description
103	18	203	9	Claims in excess of 20
102	80	202	40	Independent claims in excess of 3
104	270	204	135	Multiple dependent claim, if not paid
109	80	209	40	**Reissue independent claims over original patent
110	18	210	9	**Reissue claims in excess of 20 and over original patent
SUBTOTAL (2)				(\$) 0

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity	Small Entity	Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid
		105	130	205	65	Fee Surcharge - late filing fee or oath	
		127	50	227	25	Surcharge - late provisional filing fee or cover sheet	
		139	130	139	130	Non-English Specification	
		147	2,520	147	2,520	For filing a request for reexamination	
		112	920	112	920*	Requesting publication of SIR prior to Examiner action	
		113	1,840	113	1,840*	Requesting publication of SIR after Examiner action	
		115	110	215	55	Extension for reply within first month	
		116	390	216	195	Extension for reply within second month	
		117	890	217	445	Extension for reply within third month	
		118	1,390	218	695	Extension for reply within fourth month	
		128	1,890	128	945	Extension for reply within fifth month	
		119	310	219	155	Notice of Appeal	
		120	310	220	155	Filing a brief in support of an appeal	
		121	270	221	135	Request for oral hearing	
		138	1,510	138	1,510	Petition to institute a public use proceeding	
		140	110	240	55	Petition to revive - unavoidable	
		141	1,240	241	620	Petition to revive - unintentional	
		142	1,240	242	620	Utility Issue fee (or reissue)	
		143	440	243	220	Design Issue fee	
		144	600	244	300	Plant Issue fee	
		122	130	122	130	Petitions to the Commissioner	
		123	50	123	50	Petitions related to provisional applications	
		126	240	126	240	Submission of Information Disclosure Stmt	
		581	40	581	40	Recording each patent assignment per property (times number of properties)	40
		146	710	246	355	Filing a submission after final rejection (37 CFR 1.129(a))	
		149	710	249	355	For each additional invention to be examined (37 CFR 1.129(b))	
Other (specify)							
Other fee (specify)							
SUBTOTAL (3) (\$)							40

*Reduced by Basic Filing Fee Paid

SUBMITTED BY

Typed or Printed Name A. Sidney Johnston
Signature

Date March 16, 2001

Complete (if applicable)

Reg. Number 29,548
Deposit Account User ID



3-19-01

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March 16, 2001

EXPRESS-MAIL DEPOSIT

"Express Mail" Mailing-Label Number: EL 605 361 869 US

The following papers are being deposited with the United States Postal Service
"Express Mail Post Office to Addressee" service pursuant to 37 C.F.R. §1.10:

X Power of Attorney
X Assignment With Recordation Form
Cover Sheet

X Letter to Commissioner

X Fee Transmittal Letter

X Oath or Declaration
X Check No. 22007 for \$40

X Notice of Incomplete Reply mailed
January 15, 2001